

PTO/SB/84a (11-03)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR INTERNATIONAL
FILING (37 CFR 1.137(f))**

Docket Number (Optional)

T501-705

First named inventor: *Lu, Z.C. et al*Application No.: *10/081, 985*Art Unit: *2829*Filed: *2/21/02*Examiner: *Evan T. Pert*Title: *Adjustment of N and K Values In a DARC Film*

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(ii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(ii).

**PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION
UNDER 37 CFR 1.137(b)**

1. Petition fee
 Small entity-fee \$ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

Other than small entity - fee \$ 1330 (37 CFR 1.17(m))

2. Notice of Foreign or International Filing (35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c))

Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after filing. The filing date of the subsequently-filed foreign or international application is 3/15/02.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to be provided by the USPTO (to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PAGE 231 RCVD AT 5/11/2004 12:25:25 PM [Eastern Daylight Time] SVR:USPTO-EFXRF-1/1 DNIS:3729308 CSID:8454712064 DURATION (min:ss):01:43

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PTO/SB/64a (11-03)

Approved for use 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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STATEMENT: The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.
 [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

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5/11/04

Date

Telephone Number: (845) 452-5863

S. B. A.

Signature

STEPHEN B. ACKERMAN, Reg. No. 37,761
 Typed or printed name

28 DAVIS AVENUE

Address

POUGHKEEPSIE, NY 12603

Address

Enclosures: Fee Payment

Additional sheets containing statements establishing unintentional delay.
 Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 672-9306.

5/11/04

Date

S. B. A.

Signature

Stephen B. Ackerman, Reg. No. 37,761
 Type or printed name of person signing certificate

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**FEET TRANSMITTAL
for FY 2003**

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1,330.

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

Deposit Account:

19-0033

Deposit Account Number
Deposit Account Name
George O. Salle

The Commissioner is authorized to: (check all that apply)
 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEET CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee	Fee	Fee	Fee Description	Fee Paid
Fee Code (S)	Fee Code (S)	Fee	Fee	Fee	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee				
1002 330	2002 165	Design filing fee				
1003 520	2003 250	Plant filing fee				
1004 750	2004 375	Reissue filing fee				
1005 160	2005 80	Provisional filing fee				
SUBTOTAL (1)		(\$)				

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims below	Fee from below	Fee Paid
			-20%	X	
			-3%	X	

Large Entity	Small Entity	Fee	Fee	Fee	Fee Description	Fee Paid
Fee Code (S)	Fee Code (S)	Fee	Fee	Fee	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20				
1201 34	2201 42	Independent claims in excess of 3				
1203 280	2203 140	Multiple dependent claim, if not paid				
1204 84	2204 42	** Reissue independent claims over original patent				
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent				
SUBTOTAL (2)		(\$)				

*or number previously paid, if greater. For Reissues, see above

Complete if Known

Application Number	10/081,985
Filing Date	2/21/02
First Named Inventor	LU, Z.C., et al
Examiner Name	Evan T. Perl
Art Unit	2829
Attorney Docket No.	TS01-725

FEET CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (S)	Fee Code (S)	Fee	Fee	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath			
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet			
1053 130	1053 130	Non-English specification			
1812 2,520	1812 2,520	For filing a request for ex parte reexamination			
1804 920	1804 920	Requesting publication of SIR prior to Examiner action			
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action			
1251 110	2251 85	Extension for reply within first month			
1252 410	2252 205	Extension for reply within second month			
1253 930	2253 465	Extension for reply within third month			
1254 1,450	2254 725	Extension for reply within fourth month			
1255 1,970	2255 985	Extension for reply within fifth month			
1401 320	2401 160	Notice of Appeal			
1402 320	2402 180	Filing a brief in support of an appeal			
1403 280	2403 140	Request for oral hearing			
1451 1,510	1451 1,510	Petition to Institute a public use proceeding			
1452 110	2482 65	Petition to revive - unavoidable			
1453 1,200	2453 650	Petition to revive - unintentional			
1501 1,300	2501 530	Utility issue fee (or rescue)			
1502 470	2502 235	Design issue fee			
1503 630	2603 315	Plant issue fee			
1460 130	1460 130	Petitions to the Commissioner			
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)			
1806 150	1806 180	Submission of Information Disclosure Stmt			
8021 40	8021 40	Recording each patent assignment per property (times number of properties)			
1809 750	2009 375	Filing a submission after final rejection (37 CFR 1.129(e))			
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.128(b))			
1801 750	2001 375	Request for Continued Examination (RCE)			
1802 900	1802 900	Request for expedited examination of a design application			

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 1,330.

(Complete if applicable)

SUBMITTED BY	Name (Print/Type)	Registration No. (Attorney/Agent)	Telephone
	Stephen B. Ackerman	37,761	845-452-6803

Date May 11, 2004

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.